

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45761 of 2022

Arising Out of PS. Case No.-147 Year-2022 Thana- SAKURABAD District- Jehanabad

BISHUNDEO SINGH Son of Late Chandradeep Singh Resident of Village -
Saidichak, P.s.- Shakarabad, Distt.- Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Birendra Kumar, Adv.

For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

5 29-03-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 376, 511 of the Indian Penal
Code and Section 8 of POCSO Act.

According to prosecution case, there is allegation
against the petitioner of outraging the modesty of the daughter
of the informant with an intention to commit rape upon her.

Learned counsel for the petitioner submits that the
petitioner has clean antecedent and he has falsely been
implicated in the present case. He further submits that the
allegation against the petitioner as alleged in the F.I.R. is false
and fabricated and no such occurrence as alleged in the F.I.R.
has taken place.



The learned Additional Public Prosecutor for the State on the other hand has vehemently opposed the prayer for bail of the petitioner and submits that the statement of the victim girl was recorded under Section 164 of the Cr.P.C. in which she has categorically stated that the petitioner has committed wrong with her. He further submits that the other witnesses have also supported the case of the victim.

Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Shakurabad P.S. Case No. 147 of 2022, pending in the court of learned Special POCSO Judge, Jehanabad.

Prayer is refused.

(Rajesh Kumar Verma, J)

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